

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 11-7599

WATER RIGHT NUMBER: 11-7599

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	OLA TRANSTRUM
	, ID
Current Owner	THE RETREAT AT BEAR LAKE LLC
	C/O BRAD AUGER
	507 CYNTHIA WAY
	NORTH SALT LAKE, UT 84054

Priority Date: 04/15/1877

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BEAR RIVER	GREAT SALT LAKE

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15	to 07/01	5.710 CFS	
IRRIGATION	07/01	to 09/30	3.810 CFS	
	<u>Total Diversion:</u>		5.710 CFS	

Location of Point(s) of Diversion

BEAR RIVER	NE1/4NE1/4	Sec. 11, Twp 15S, Rge 45E, B.M.
BEAR LAKE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	45E	35			33.0										4.6	40.0	40.0	12.0	129.6
15S	45E	1					18.0	15.0		5.3									38.3
							L 4												
15S	45E	2	40.0	40.0	40.0	40.0									40.0	40.0		40.0	280.0
			L 1	L 2															

Total Acres: 447.9

Conditions of Approval:

- MEADOW RIGHT.
P/D PRIVATE DITCHES.
P/U AC. IRR. = 224.6 acres.

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Comments:

1. cpadilla 5/29/2008 Ownership change

Comment: 11-925 is now split into two parts: 11-7598 will stay assigned to Ola Transtrum. Taxlot data shows that property the water right is on may now belong to UR Ranches, however we need the proper ownership change and documentation before that can be updated.

11-7599 will be assigned to The Retreat at Bear Lake

2. cpadilla 5/29/2008 Split Calculation

Comment: This right was split through a deed several years ago and was never processed. The split assigned 6 cfs of original right 11-925 onto a 480 acre PPU, leaving the remainder 6 cfs condensed onto a 318 acre PPU (keep in mind the decree specified a general 1/41/4 place of use, the PPU was originally on 880 acres, however, not all those acres are irrigable--through imagery analysis the amount of irrigable acres was calculated to be 798 total).

Instead of retro-splitting the right, I will calculate the amount of acres The Retreat at Bear Lake owns in each of the above 480 and 318 acre designations as follows:

Acres owned by Bear Lake Retreat in first "split" area= 409.7acres 409.7acres/480 total acres= 85.4% of area is owned by Bear Lake Retreat. 85.4% of 6 cfs= 5.12 cfs.

Acres owned by Bear Lake Retreat in second "split" area=38.3acres 38.3acres/318 total acres= 12% of area is owned by Bear Lake Retreat. 12% of 6 cfs= 0.72 cfs.

Total amount of right going to The Retreat at Bear Lake is 5.84 cfs. Since the decreed right is on a ppu, I calculated the amount according to that proportion (400 total decreed acres/798 total irrigable ppu = 50.1%). The Retreat at Bear Lake owns a total of 448 acres x 50.1% = 224.6 acres can be irrigated within the ppu.

This means 350 acres belong to UR Ranches (pending ownership change documentation) and will be given 6.16 cfs to be used on 175.4 acres within their 350 acre ppu.

Dates and Other Information:

Licensed Date:

Decreed Date: 3/7/1924

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number: 11

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant: Dingle Irrigation Co, et al

Decree Plaintiff: Preston-Montpelier Irrigation Co

Civil Case Number:

Judicial District: Fifth District

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False